

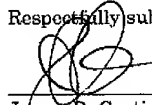
REMARKS

Applicant filed a Request for Continued Prosecution for the above-captioned application on November 19, 2003, requesting that the arguments from the response filed on August 20, 2003 be considered during continued prosecution of this application. In a Notice of Non-Compliant Amendment mailed December 11, 2003, it was pointed out that several of the claims include the status identifier "previously added" rather than "previously presented" and, according to the notice, the amendment was thus non-compliant, even though no claims were in fact amended in the August 20 response.

Nonetheless, the claim listing set forth above replaces the claim listing from the August 20, 2003 response and now includes the proper status identifier. Since the August 20, 2003 response is a submission for an RCE and Applicant made a *bona fide* attempt to reply (see 35 C.F.R. §1.135(c)), entry of this response, as being within one month of the mailing date of the Notice of Non-Compliant Amendment, is believed appropriate and is respectfully requested.

The Commissioner is authorized to charge any deficiency or credit any overpayment associated with the filing of this Response to Deposit Account 50-1202.

Respectfully submitted,



James R. Cartiglia
Registration No. 30,738
WADDEY & PATTERSON
A Professional Corporation
Customer No. 23456

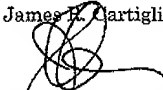
ATTORNEY FOR APPLICANT

Waddey & Patterson
414 Union Street, Suite 2020
Bank of America Plaza
Nashville, TN 37219
(615) 242-2400

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this RESPONSE UNDER 37 C.F.R. §1.116, including certificate of facsimile transmission (8 pages) is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-872-9311.

James E. Cartiglia



Signature
Registration Number 30,738